

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND

THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA

Plaintiff,  
Defendant in Counterclaim,

v.

THOMAS L. MENARD

Defendant,  
Plaintiff in Counterclaim,

and

ADAM SHIPPEE

Defendant,

and

KYLINA BRAGA,  
BRANDON SHIPPEE,  
DYLANA SHIPPEE,  
And DOES 1-5

Defendants.

C.A. No.: 06-395T

**RHODE ISLAND ATTORNEY GENERAL'S OBJECTION TO THE SUBPOENA  
ISSUED BY THE PLAINTIFF THE PRUDENTIAL INSURANCE COMPANY**

Now comes the Rhode Island Attorney General's Office pursuant to Rule 54(c) of the Federal Rules of Civil Procedure and object to the subpoena duces tecum served upon it on July 12, 2007 by Plaintiff The Prudential Insurance Company. The subpoena duces tecum seeks:

Any and all records and documents in your possession, custody or control relating to the investigation file for the homicide of the following individual:

Name: Dawn M. [REDACTED] Shippee

[REDACTED]

See Exhibit A: Subpoena duces tecum to R.I. Department of the Attorney General.

The Rhode Island Attorney General objects to the subpoena duces tecum served upon it as the death of Dawn Michelle Shippee (dob 5/17/72) is an open criminal investigation with the Rhode Island State Police and any records in its possession are protected from disclosure by the law enforcement privilege and/or work product privilege.

Respectfully Submitted,

RHODE ISLAND STATE POLICE  
By its Attorney

PATRICK C. LYNCH  
ATTORNEY GENERAL

/s/ Brenda D. Baum

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**CERTIFICATION**

I hereby certify that I have electronically mailed the foregoing document on this 23<sup>rd</sup> of July, 2007, to the attorney(s) of record listed below:

**Richard C. Bicki**

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/s/ **Brenda D. Baum**

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**CERTIFICATION**

I, the undersigned, hereby certify that a copy of the within document was mailed, postage prepaid, on this 23<sup>rd</sup> day of July, 2007 to the attorney(s) of record listed below:

Edward P. O'Leary, Esq.  
Fitzhugh, Parker, & Alvaro LLP  
155 Federal Street, Suite 1700  
Boston, MA 02110

**/s/ Brenda D. Baum**